

3737

ATTORNEY DOCKET NO. 21105.0015U2

PATENT

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of )

VILLARD, ET AL. )

) Group Art Unit: 3737

Serial No. 10/500,577 )

) Examiner: Unassigned

Filed: December 27, 2004 )

) Confirmation No. 5236

For: METHODS AND COMPOSITIONS TO REDUCE )  
SCATTERING OF LIGHT DURING THERAPEUTIC )  
AND DIAGNOSTIC IMAGING PROCEDURES )

**REVOCATION OF PRIOR POWER OF ATTORNEY,  
APPOINTMENT OF NEW POWER OF ATTORNEY, AND  
STATEMENT UNDER 37 C.F.R. § 3.73(b)**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.  
Customer Number 23859

Sir:

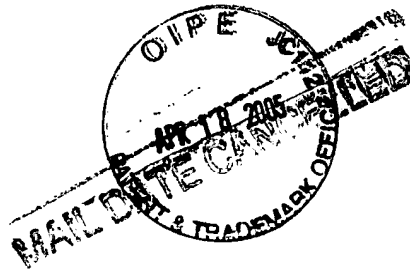
**STATEMENT UNDER 3.73(b)**

Board of Regents, Acting for and on Behalf of The University of Texas System, states that it is the Assignee of the entire right, title and interest in the patent application identified above as evidenced by the following chain of title:

From: Joseph W. Villard, Marc D. Feldman, Thomas E. Milner,  
JeeHyun Kim and Gregory L. Freeman

To: Board of Regents, The University of Texas System,

a copy of which Assignment is attached hereto.



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**REVOCATION OF PRIOR POWER OF ATTORNEY**

As a representative authorized to act on behalf of Board of Regents, I hereby revoke all previous Powers of Attorney previously given.

**NEW POWER OF ATTORNEY**

The following attorneys/agents are hereby appointed to represent the above-identified Assignee in connection with all matters pertaining to the above-referenced application, with full power of substitution, association and revocation, to prosecute said application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

The attorneys/agents associated with Customer No. 23859

Address all telephone calls to Tina W. McKeon at (678) 420-9300.

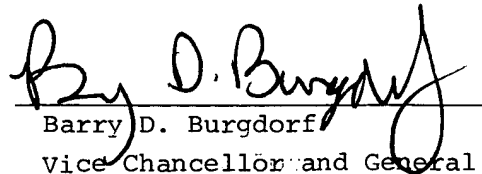
Address all correspondence to the address of record for the following Customer Number:

**Customer No. 23859**

The undersigned (whose title is supplied below) is authorized to act on behalf of the Assignee.

BOARD OF REGENTS,  
THE UNIVERSITY OF TEXAS SYSTEM

By:

  
Barry D. Burgdorf

Title:

Vice Chancellor and General Counsel

Date:

April 4, 2005

ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, do hereby:

SELL, ASSIGN AND TRANSFER to Board of Regents, The University of Texas System (the "Assignee"), having a place of business at 201 West 7<sup>th</sup> Street, Austin, Texas 78701, the entire right, title and interest for the United States and all foreign countries in and to any and all improvements which are disclosed in the application for United States Letters Patent, Serial No. 10/500,577 which has been filed on June 25, 2004 and is entitled "Methods and Compositions to reduce Scattering of Light During Therapeutic and Diagnosis Imaging Procedures", such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Signature: [Signature] Date: 7-28-04  
Name: Joseph W. Villard

STATE OF MISSOURI )  
 ) ss.  
COUNTY OF St. Louis )

BEFORE ME, the undersigned authority, on this 28 day of July, 2004, personally appeared Joseph W. Villard, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



JENNIFER L. HARRISON  
St. Louis County  
My Commission Expires  
February 13, 2007

[Signature]  
Notary or Consular Officer

Signature: Marc D. Feldman  
Name: Marc D. Feldman

Date: 9/3/04

STATE OF TEXAS )  
COUNTY OF Texas ) ss.

BEFORE ME, the undersigned authority, on this 3rd day of Sept, 2004, personally appeared Marc D. Feldman, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Paula M. Feagin  
Notary or Consular Officer

Signature: \_\_\_\_\_  
Name: Thomas E. Milner

Date: \_\_\_\_\_

STATE OF TEXAS )  
COUNTY OF \_\_\_\_\_ ) ss.

BEFORE ME, the undersigned authority, on this \_\_\_\_ day of \_\_\_\_\_, 2004, personally appeared Thomas E. Milner, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

\_\_\_\_\_  
Notary or Consular Officer

[SEAL]

Signature: \_\_\_\_\_  
Name: JeeHyun Kim

Date: \_\_\_\_\_

STATE OF TEXAS )  
COUNTY OF \_\_\_\_\_ ) ss.

BEFORE ME, the undersigned authority, on this \_\_\_\_ day of \_\_\_\_\_, 2004, personally appeared JeeHyun Kim, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

\_\_\_\_\_  
Notary or Consular Officer

[SEAL]

Signature: \_\_\_\_\_  
Name: Marc D. Feldman

Date: \_\_\_\_\_

STATE OF TEXAS )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

BEFORE ME, the undersigned authority, on this \_\_\_\_ day of \_\_\_\_\_, 2004, personally appeared Marc D. Feldman, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

\_\_\_\_\_  
Notary or Consular Officer

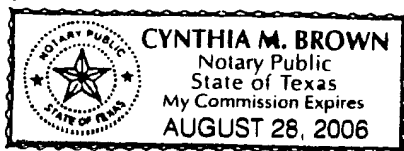
[SEAL]

Signature: Thomas Milner  
Name: Thomas E. Milner

Date: Dec. 2, 2004

STATE OF TEXAS )  
 ) ss.  
COUNTY OF Travis )

BEFORE ME, the undersigned authority, on this 2nd day of Dec., 2004, personally appeared Thomas E. Milner, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Cynthia M. Brown  
Notary or Consular Officer

[SEAL]

Signature: \_\_\_\_\_  
Name: JeeHyun Kim

Date: \_\_\_\_\_

STATE OF TEXAS )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

BEFORE ME, the undersigned authority, on this \_\_\_\_ day of \_\_\_\_\_, 2004, personally appeared JeeHyun Kim, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

\_\_\_\_\_  
Notary or Consular Officer

[SEAL]

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Name: Marc D. Feldman

STATE OF TEXAS )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

BEFORE ME, the undersigned authority, on this \_\_\_\_ day of \_\_\_\_\_, 2004, personally appeared Marc D. Feldman, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

\_\_\_\_\_  
Notary or Consular Officer

[SEAL]

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Name: Thomas E. Milner

STATE OF TEXAS )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

BEFORE ME, the undersigned authority, on this \_\_\_\_ day of \_\_\_\_\_, 2004, personally appeared Thomas E. Milner, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

\_\_\_\_\_  
Notary or Consular Officer

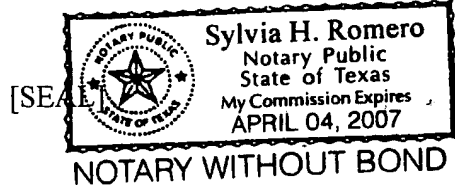
[SEAL]

Signature: \_\_\_\_\_  
Name: JeeHyun Kim

Date: 8/20/04  
9/2/04

STATE OF TEXAS )  
 ) ss.  
COUNTY OF Travis )

BEFORE ME, the undersigned authority, on this 2<sup>nd</sup> day of September, 2004, personally appeared JeeHyun Kim, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Officer J. Romero  
Notary or Consular Officer

Signature: Gregory L. Freeman  
Name: Gregory L. Freeman

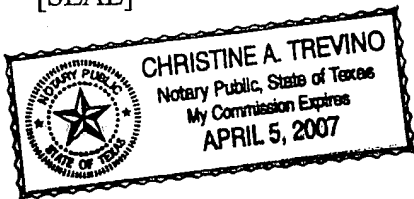
Date: 11/16/04

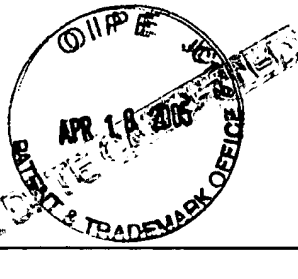
STATE OF TEXAS )  
 ) ss.  
COUNTY OF Texas )

BEFORE ME, the undersigned authority, on this 16<sup>th</sup> day of November, 2004, personally appeared Gregory L. Freeman, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

Christine A. Trevino  
Notary or Consular Officer

[SEAL]





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PATENT

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence and any items indicated as attached or included are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Rachel Dottin  
Rachel Dottin

4/15/2005  
Date